

MINUTES

INDIANA STATE BOARD OF DENTAL EXAMINERS

AUGUST 7, 2009

I. CALL TO ORDER AND ESTABLISHMENT OF QUORUM

Dr. Miller called the meeting to order at 9:00 a.m. in the Professional Licensing Agency Conference Room W064, Indiana Government Center South, 402 West Washington Street, Indianapolis, Indiana, and declared a quorum in accordance with Indiana Code § 15-5-1.1-6(c).

Board Members Present:

Matthew Miller, D.D.S., President
Steven Hollar, D.D.S., Secretary
Jill Burns, D.D.S.
Richard T. Newton, D.D.S.
Gary Haller, D.D.S.
Philip Catey, D.D.S.
Clance LaTurner, Consumer Member
Laverne Whitmore, L.D.H., B.S.
Theodore Rokita, D.D.S.

Board Members Absent:

Galen Williams, D.D.S., Vice President
Charles Heape, D.D.S.

State Officials Present:

Cindy Vaught, Board Director, Professional Licensing Agency
Heather Hollcraft, Case Manager, Professional Licensing Agency
Paul Ross, Board Director, Professional Licensing Agency
Katie Blackburn, Assistant Board Director, Professional Licensing Agency
Jim Schmidt, Deputy Attorney General, Office of the Attorney General

II. ADOPTION OF THE AGENDA

A motion was made and seconded to adopt the agenda, as amended.

HOLLAR/LaTURNER
Motion carried 9-0-0

III. ADOPTION OF THE MINUTES, FROM THE MAY 1, 2009 AND JULY 10, 2009 MEETINGS OF THE BOARD

A motion was made and seconded to adopt the minutes, as corrected, from May 1, 2009.

HOLLAR/CATEY

Motion carried 9-0-0

A motion was made and seconded to adopt the minutes, as corrected, from July 10, 2009.

CATEY/WHITMORE

Motion carried 9-0-0

IV. APPEARANCES

A. PROBATIONARY

1. Teresa Michelle Goodman, D.D.S., License No. 12010271A

Administrative Cause No. 2006 DB 0003

Dr. Goodman appeared before the Board, as requested. Ms. Goodman was not present or did not call to state that she would be unable to make her probationary appearance on July 10, 2009. She stated that she did not schedule her appearance on her calendar and apologized for missing the meeting. Dr. Goodman indicated that things are going well, work is good, the program is fantastic and her family is good. She has been divorced and remarried since her last appearance. Her last name is now Watkins. She was asked by the Board to send in appropriate name change documentation to update her license. There have been no changes in her medication. The Board is pleased with her progress.

B. APPLICATION

1. Hilary Allison Peet, L.D.H.

Ms. Peet appeared before the Board, as requested, regarding her application for licensure by endorsement. Ms. Peet answered yes to question #3 that asks "Are you now being, or have you ever been treated for drug or alcohol abuse?" and #4B that asks "Have you ever been convicted of, pled guilty or nolo contendere to any offense, misdemeanor or felony in any state?" She explained that she was in trouble when she was 19 years old and charged with minor consumption after being pulled over for a burned out tail light. She was not compliant with the drug and alcohol counseling ordered by the court. This is a path she followed for two (2) years. Then, when she was 21 years old, she was charged with cocaine possession. In 2004 she was charged with two counts of violation of probation. She was ordered to serve ten (10) days in jail for the violation of probation in which they dropped the cocaine possession down from a felony to a misdemeanor. Since that time, Ms. Peet graduated with honors in December 2008 from Waukesha Community College and has taken and passed National Boards in December of 2008. She took and passed the North East Regional Board of Dental Examiners (NERB) in 2009. Once licensed, she will be working in her father's dental practice.

Board Action: A motion was made and seconded to grant Ms. Peet a dental hygiene license upon taking and passing the law examination.

HALLER/BURNS
Motion carried 9-0-0

C. RENEWAL

There were no renewal applications before the Board.

V. ADMINISTRATIVE HEARING

- A. Tammy M. Bacon, L.D.H., License No. 13005564A**
Administrative Cause No. 2008 ISDB 0005
Re: Request to Modify Order of Probation

Parties and Counsel Present:

Respondent was present without representation by Counsel
Mark Mader, Deputy Attorney General for the State of Indiana
Sherry Rutledge, Court Reporter

Participating Board Members:

Dr. Miller, D.D.S., President (Hearing Officer)
Dr. Hollar, D.D.S., Secretary
Dr. Burns, D.D.S.
Dr. Newton, D.D.S.
Dr. Haller, D.D.S.
Dr. Catey, D.D.S.
Ms. LaTurner, Consumer Member
Ms. Whitmore, L.D.H., B.S. – Recused – Not Participating
Dr. Rokita, D.D.S

Case Summary: Ms. Bacon has filed a request to modify her order of probation. She is asking the Board to change her personal appearance requirement from monthly to quarterly. The State waived opening statements. The terms of her order states she may change the frequency of her personal appearances from monthly to quarterly after one year. The State indicates this is a timely request, she has made all personal appearances and is in compliance with her Probationary Order. They had no objection to Ms. Bacon's request for modification of probation.

Board Action: A motion was made and seconded to grant modification of Ms. Bacon's probationary term from monthly to quarterly appearances.

HALLER/BURNS
Motion carried 8-0-1

VI. DISCUSSION

A. Proposed Rule

1. Indiana Dental Assistant Association

Dental Assistant Association: Cathy Roberts has had discussions with the IDAA regarding the time requirements for taking the Dental Assistant course. The Board had decided on a ninety (90) day waiting period. The IDAA is concerned this is on the job training and this only gives them 90 days of work training before they take the course. This would mean new graduates from dental assisting school will have to wait another 90 days to begin doing what they are trained to do. Dental assistants have to have CPR and continuing education to keep their certified dental assisting certification. Based upon his experience, Dr. Haller stated many dental assistants do not maintain their credential due to the required continuing education. The IDAA wants dental assistants to have a minimum of one (1) year on the job training or enough education to become certified whether they certify or not. The Indiana Dental Association is fine with the one (1) year on the job training program if they do not attend an accredited program. The Board changed from ninety (90) days to one (1) year for the on the job training.

Required Affidavit: Cathy asked what standardized form to use so there is continuity throughout all practices. They suggested a certificate such as the one the State issues for radiology. They also showed concern over dental hygienists signing off on the affidavit, wants only dentists to sign the form simply because the law states the dentist is the employer. They would like the document to say dentist shall sign affidavit and may delegate evaluation to the dental hygienist. Currently it says documentation to be placed in employees file. The IDAA is requesting a "permit" to be issued by the State to show proof of dental assistant completion of training such as a certificate of education or certificate of completion. (I.e. Indiana University gives certificate of completion for expanded duties of dental hygienists) The Board changed it to read "display certificate of completion on the wall" instead of reading "put into the file".

Reciprocity: The IDAA feels that there will be many dental assistants who have received some training in the procedures in other states where the educational programs are not equal to the Indiana requirements. There may also be graduates of CODA programs that do not teach the laboratory portion of the educational program if their state does not allow those procedures, such as Indiana currently.

2. Indiana Dental Hygiene Association

Coronal Polishing Definition: The IDHA wants to change the definition to say "flexible cup". They also want to include what coronal polishing is not and wants it to specifically say "no air polishing". The Board made no changes to the rule regarding this for the IDHA.

Local Anesthesia: The IDHA feels strongly that "CODA or approved by the Board for educational requirements" should be changed to "accredited and approved by the Board". The Board decided to keep it as "or" instead of "and" because if it is CODA accredited then the Board does not have to approve each application. It will be automatically approved.

Clinical Competency: Currently states a minimum of five (5) patients. The Board maintains this requirement.

Supervising Dentist and Certificate: The IDA is concerned that the rule currently states supervising dentist. Do they have to start over each time there is a dentist change? Board changed it to say "Clinical competency demonstrated on a minimum of five (5) patients under direct observation of the supervising dentist." Ms. Whitmore asked Becky Alles of the IDHA about not having any comments regarding prescriptive supervision as they have had inquiries about this. She advised that she has been in contact with Dr. Hollar and he has indicated to her that the state has jurisdiction over county regulations. The counties do not agree that "approved by the Board" should be in there. Dr. Burns clarified that it states in the statutes what "approved by the Board" means as it is listed in the definition of the statute. Also, Ms. Whitmore asked about the "approved facilities for charitable clinics". Dr. Burns explained that it should fall within the meaning to be approved.

Anesthesia: Becky Alles inquired about the reciprocity of anesthesia certificates. She stated dental hygienists must show fifteen (15) hours didactic and fifteen (15) hours clinical but there are some programs that are less than thirty (30) hours. Ms. Whitmore indicated that Michigan and Ohio required fifteen (15) didactic and fourteen (14) clinical; Illinois required twenty-four (24) didactic and eight (8) clinical; and Kentucky required twenty-three (23) didactic and twenty (20) clinical. She asked if there would be a problem to changing it from the fifteen (15) didactic and fifteen (15) clinical to fourteen (14) didactic and fourteen (14) clinical to better reflect the other states. Dr. Burns distributed to the Board a check off sheet from Tennessee Dental Board of what dental hygienist have to use to show anesthesia proficiency as part of the application process for the permit. The Board will leave it up to the school to fill one out.

3. Indiana Dental Association

Affidavit: The IDA notes that in the current draft it reads as if the dental hygienist would be allowed to certify via an affidavit that a dental assistant, who has completed the proposed educational requirements, is competent to apply fluoride and polish teeth. The IDA is opposed to this change because the dentist is responsible for all of the care rendered in their practice. The IDA points out that the current rule requires a dentist to check all work that is delegated within a dentist's office. It would be inappropriate to allow a hygienist to attest to the competence of another dental staff member when dentists are responsible for all care rendered in the dental office. The IDA finds it unclear if the Board intended to allow hygienists to sign the affidavit attesting to the competency of assistants for application of fluoride as well. The IDA is opposed to the Board allowing this to take place. Also, the current draft requires a new affidavit for a dental assistant who is eligible to apply fluoride and polish teeth at each new practice setting. The IDA thinks that filling out a new affidavit at each new practice setting is redundant. Once the dental assistant demonstrates competency, one affidavit should suffice.

Checklist: The IDA is unable to comment on the section where the words "checklist to be provided by the school" are listed, as no list was provided. They hope it will be language that will provide a guide for dentists who are certifying the competency of properly educated dental assistants.

Coronal Polishing: In the competency demonstration for the coronal polishing it is unclear if the rule requires that a dental assistant polish all of the teeth of five patients or polishes five teeth. They recommend clarifying this language.

B. Proposed Rule Changes

3-2-2 Changed from fifteen (15) didactic and fifteen (15) clinical to fourteen (14) didactic and fourteen (14) clinical.

6-1-1 Changed to say "one (1) year or has graduated from a CODA approved dental assistant program". Same change made for coronal polishing.

6-1-1(b)(3) Clinical competency demonstrated on a minimum of five (5) patients under direct observation of an Indiana dentist or dental hygienist whose license is in good standing and accompanied by an affidavit verifying the competency signed by the supervising dentist and a copy given to the employee.

6-1-1(b)(4) upon receipt of the affidavit, the educational program shall issue a certificate of completion that shall be publicly displayed in the dental office. Same to be placed under coronal polishing.

6-1-3(c) Documentation that a dental assistant has completed the educational requirements to apply medicaments for the control and prevention of dental caries or to polish the coronal surface of teeth and the certificate shall be publicly displayed in the dental office.

6-1-5(a) Educational Reciprocity for Out of State Schools, as submitted by the IDAA. Changed reciprocity to endorsement; using same for dental hygienist.

VII. SETTLEMENT AGREEMENTS

A. Michael E. Bajza, D.D.S., License No. 12009652A Administrative Cause No. 2005 ISDB 0011

Parties and Counsel Present:

Respondent was present and represented by Counsel Michael Mulchay
Mike Minglin, Deputy Attorney General for the State of Indiana
Patricia Huber-Strachan, Deputy Attorney General for the State of Indiana
Sherry Rutledge, Court Reporter

Participating Board Members:

Dr. Miller, D.D.S., President (Hearing Officer)
Dr. Hollar, D.D.S., Secretary
Dr. Burns, D.D.S.
Dr. Newton, D.D.S.
Dr. Haller, D.D.S.
Dr. Catey, D.D.S.
Ms. LaTurner, Consumer Member
Ms. Whitmore, L.D.H., B.S.

Dr. Rokita, D.D.S

*Dr. Burns recused herself.

Case summary: Mr. Minglin and Ms. Strachan present a Settlement Agreement to the Board. The proposed agreement would resolve the following issues. The State presented a settlement agreement to the Board. The proposed agreement reads as follows:

1. Action by Michael Edward Bajza, D.D.S., filed in Lake County Circuit Court in Cause Number 45 C01-0707-MI-00104 entitled *Michael E. Bajza, D.D.S., Petitioner, v. Indiana State Board of Dentistry and The State of Indiana*.
2. Action pending before the Indiana State Dental Board (hereinafter "the Board") under *Cause Number 2005 DB 0011* regarding Dr. Bajza's license and controlled substance registration, and the Board's denial of renewal in March 2006 and subsequent revocation of Dr. Bajza's license and controlled substance registration dated July 9, 2007.
3. Action pending before the Board under cause number *2008 ISDB 0003* involving the denial of renewal of Dr. Bajza's license and controlled substance registration dated April 17, 2008.

The proposed terms of the Agreement reads as follows:

1. This Settlement Agreement shall resolve any and all current or potential claims or allegations relating to disciplinary action against Dr. Bajza's License from this Disciplinary Action and the Board's subsequent decisions to deny the renewal of Dr. Bajza's License in 2006 and 2008, under Cause Numbers 2005 DB 0011 and 2008 ISDB 0003.
2. Upon the trial court's acceptance of the Agreed Judgment and Stipulation of Dismissal With Prejudice, (a) the Board's Revocation Order and its order of April 17, 2008 denying the renewal of Dr. Bajza's license shall be vacated in their entirety and (b) the Board shall issue the Final Order Approving Settlement Agreement which approves this Settlement Agreement. (A true and accurate copy of the same is attached hereto as (Exhibit "A").)
3. Dr. Bajza shall pay a fine in the amount of One Thousand Dollars (\$1,000.00) to the Indiana Attorney General's Office Consumer Protection Fund payable by cashier's check or money order to the Office of Attorney General, Indiana Government Center South, 5th Floor, 302 W. Washington Street, Indianapolis, Indiana, 46204, within ninety (90) days from the date of the Final Order Approving Settlement Agreement.
4. Dr. Bajza shall pay Five Thousand Dollars (\$5,000.00) in costs relating to the proceedings and prosecution of this cause payable by cashier's check or money order to the Indiana Professional Licensing Agency, 402 W. Washington Street, Room W072, Indianapolis, Indiana, 46204, within ninety (90) days from the date of the Final Order Approving Settlement Agreement.
5. Dr. Bajza's License shall be **SUSPENDED** for a period of **SIX (6) MONTHS** effective on the date of the Final Order Approving Settlement Agreement ("Suspension Period"). The License shall be reinstated and renewed six (6) months from the date of the Final Order Approving Settlement Agreement, automatically and without reapplication.

6. Upon reinstatement as provided herein, Dr. Bajza's License shall be placed on **PROBATION** for an indefinite period of not less than **TWO (2) YEARS** effective on the date of reinstatement set forth above. ("Probation Period"). Dr. Bajza may not petition for the removal of the probationary status from his License until two (2) years from the date of reinstatement as set forth above.
7. While Dr. Bajza's License remains on probationary status, it will be governed by the following **TERMS AND CONDITIONS**:
- a. Dr. Bajza shall appear before the Board at regularly scheduled monthly meetings during the first twelve months of the Probation Period. Thereafter, Dr. Bajza may petition for permission to appear before the Board at its regularly scheduled monthly meeting on a quarterly basis.
 - b. Dr. Bajza shall perform a total of **TWO HUNDRED (200) HOURS** of community service during the Suspension and/or Probation Period.
 - c. Verification of Dr. Bajza's progress toward satisfactory performance of community service shall be delivered to the Board during Dr. Bajza's personal appearances.
 - d. Dr. Bajza shall perform **TEN (10) HOURS** of continuing education per year in the areas of: a) billing & record keeping; b) diagnosis and treatment planning; c) current treating methods or d) ethics, in each twelve month period, for a total of **TWENTY (20) HOURS** during the Probation Period and/or Suspension Period. Said continuing education shall be in addition to any required continuing education hours necessary to maintain licensure.
 - e. Verification of Dr. Bajza's progress toward satisfactory performance of continuing education shall be delivered to the Board during Dr. Bajza's personal appearances.
 - f. Prior to the initiation of the Probation Period, Dr. Bajza shall enter into a Services Agreement with Limoli & Associates, Atlanta Dental Consultants, Inc. and/or Affiliated Monitors, for the entire length of the Probation Period, to provide education, training, support and compliance monitoring for proper coding and billing practices.
 - g. Verification of the Services Agreement and a summary of the training and services to be provided during the Probation Period, shall be provided to the Board at the end of Dr. Bajza's suspension, and annually thereafter until the removal of the probationary status from Dr. Bajza's License.
 - h. Verification of satisfactory performance of the terms of the Services Agreement during the Probation Period shall be provided annually to the Board.
 - i. During the Probation Period, Dr. Bajza shall meet with an ethics mentor assigned to him by the Board. The mentor shall report to the Board's designee, when necessary.
 - j. At all times, Dr. Bajza shall keep the Board informed of any changes in his residential address and telephone number.
 - k. At all times, Dr. Bajza shall keep the Board informed of any changes in his work address and telephone number and employer.
 - l. Dr. Bajza shall make additional personal appearances before the Board upon the Board's written request during the Suspension and Probation Periods.
8. After the two (2) year probationary period has elapsed as provided herein, and upon satisfactory completion of the terms and conditions of the Probation Period, Dr. Bajza may petition the Board for the removal of the probationary status from Dr. Bajza's License.
9. Within thirty (30) days after the Final Order Approving Settlement

Agreement, the Board shall amend its December 2006 Adverse Action Report to the Healthcare Integrity and Protection Data Bank and the National Practitioner Data Bank and its May 2007 Adverse Action Report to the Healthcare Integrity and Protection Data Bank to reflect the vacation of the Board's prior orders and the effect of this Settlement Agreement.

10. Upon acceptance of this Settlement Agreement by the full Board, the parties shall file an Agreed Judgment and Stipulation of Dismissal With Prejudice in the action pending before the Lake Circuit Court under Cause No. 45C01-0707-MI-00104. (A true and accurate copy of the same is attached hereto as Exhibit "B".)

11. Upon acceptance of this Settlement Agreement by the full Board, Dr. Bajza shall execute and file with the Board the attached release (attached Exhibit "C") in favor of the State of Indiana and the Indiana State Board of Dentistry, for all claims related to the causes of action identified herein, including, without limitation, the claim for damages for breach of contract and/or breach of the Plea Agreement.

12. Provided that Dr. Bajza complies with the terms of this Settlement Agreement and Final Order Approving Settlement Agreement, neither the State nor the Board shall seek to impose any additional sanctions upon Dr. Bajza or otherwise deny, delay or in any manner interfere with the renewal of his License, now or in the future, based upon any actions or omissions of Dr. Bajza occurring prior to this Settlement Agreement.

13. Dr. Bajza shall not represent that either the Indiana State Board of Dentistry or the Attorney General of Indiana approve or endorse Dr. Bajza's past or future practices, or that execution of this Settlement Agreement or the entry of the Final Order Approving Settlement Agreement constitute such approval or endorsement.

15. All parties to this Settlement Agreement acknowledge that no other promises, representations, or agreements of any nature have been made or entered into by the parties, relating to the basis of this Settlement Agreement. The parties further acknowledge that this Settlement Agreement, and all Exhibits attached thereto, constitute a single and entire agreement and is not severable or divisible. If however, any provision or provisions of this Settlement Agreement or the Final Order Approving Settlement Agreement is or are declared invalid by a court of competent jurisdiction, the remainder of this Settlement Agreement and Final Order Approving Settlement Agreement shall remain in full force and effect and shall not be affected by such declaration, provided that the substance of the same are not materially affected thereby.

16. This Settlement Agreement, and all Exhibits attached thereto, and the Final Order Approving Settlement Agreement embody the entire agreement and understanding of the parties.

17. All parties agree that this Settlement Agreement constitutes a fair agreement and agree to proceed in accordance therewith. Dr. Bajza acknowledges his right to consult with legal counsel regarding this Settlement Agreement and the Final Order Approving Settlement Agreement and agrees to be bound by all provisions contained therein, waiving his right to hearing or judicial review. With regard to the matters giving rise to this agreement and actions occurring prior to the date of this Settlement Agreement and Final Order Approving Settlement Agreement, the Board waives its right to rehear the matter, or to otherwise issue sanctions other than those identified in this agreement.

18. All parties expressly waive any right to contest the validity or applicability

of this Settlement Agreement or the Final Order Approving Settlement Agreement.

19. The mailing or hand delivery of a copy of this signed and filed Settlement Agreement and Final Order Approving Settlement Agreement to Dr. Bajza through his counsel shall constitute notice and acceptance by Dr. Bajza of all terms of this Settlement Agreement and Final Order Approving Settlement Agreement, and Dr. Bajza waives having the same served directly upon him.

20. Dr. Bajza and his legal counsel have carefully read and examined this Settlement Agreement and the Final Order Approving Settlement Agreement and fully understand the terms and conditions included therein.

21. The parties herein knowingly, intentionally, and voluntarily, without duress or coercion, execute this Settlement Agreement subject to the Final Order Approving Settlement Agreement issued by the Board, as a final disposition of all matters and not subject to further review.

Board Action: A motion was made and seconded to accept the settlement agreement as above.

HALLER/ROKITA

Motion carried 6-2-1

Dr. Holler and Dr. Miller opposed, Dr. Burns abstained

VIII. NOTICE OF PROPOSED DEFAULT

There were no Notices of Proposed Default before the Board.

IX. OLD/NEW BUSINESS

There was no old or new business discussed.

X. DISCUSSION

There were no discussions by the Board.

XI. APPLICATION REVIEW

A. Examination

There were no applications by examination to review.

B. Endorsement

There were no applications by endorsement to review.

C. Anesthesia and Sedation Permits

There were no anesthesia permits to review.

D. Dental Intern Permit

1. Hubert Sellers, D.D.S.

Dr. Sellers has requested renewal of his dental intern permit at Indiana University Northwest. The permit was originally issued on August 31, 2000 and has been renewed since 2002. Dr. Sellers was originally licensed by the Board on September 14, 1945. The license expired on March 1, 1994. The Board pointed out that the intern statute reads "who has not been issued a license."

Board Action: A motion was made and seconded to renew Dr. Sellers' dental intern permit one more time. A letter will need to be sent that this will be the last time the Board will consider renewing his intern permit. If he wishes to continue teaching at Indiana University Northwest, Dr. Sellers will need to apply for renewal of his dental license.

HOLLAR/CATEY
Motion carried 9-0-0

E. Mobile Dental Facility

There were no mobile dental facility applications to review.

F. Instructors License

1. Shih-Yao Liu, D.D.S.

Dr. Liu is applying for a dental instructor's license for Indiana University. Dr. Liu is a 1999 graduate from the Taipei Medical University and is currently licensed in Taiwan. He has practiced from 199 to 2004 in Taiwan. Dr. Liu completed his PhD program at Baylor College of Dentistry in 2008 where he focused his research on Orthodontic Translational Research under Dr. Peter Buschang. Dr. Liu has been a full time faculty member at the Indiana University School of Dentistry since November 2008.

Board Action: A motion was made and seconded to grant Dr. Liu an instructor's license upon taking and passing the law examination.

HOLLAR/BURNS
Motion carried 9-0-0

G. Professional Corporations

There were no professional corporation applications to review.

XII. RENEWALS

There were no renewals applications to review.

XIII. PROBATIONARY/CONDITIONAL LICENSE REPORT

A. James W. Cahillane, D.D.S.

Dr. Haller reviewed Dr. Cahillane's probationary file. His report from the Indiana Dental Well-Being Program for July 2004 was reviewed and accepted. Dr. Cahillane is in compliance.

B. Penelope Lynn Dunlap, D.D.S.

Dr. Hallar reviewed Dr. Dunlap's probationary file. Her reports from Joseph W. Hake, D.D.S., Monitor, for June and July 2009 were reviewed and accepted. Dr. Dunlap is in compliance.

C. Marci L. Huth, L.D.H.

Dr. Haller reviewed Ms. Huth's probationary file. Ms. Huth submitted her report regard her employment for July 2009. Ms. Huth has not been employed since February 28, 2009 as a dental hygienist. She submitted a list of the medications she is currently taking. Reports were reviewed and accepted.

D. Christopher S. Leonard, D.D.S.

Dr. Haller reviewed Dr. Leonard's probationary file. His report from Jerry Hickman, D.D.S., Worksite Monitor, for April 2009 and the Indiana Dental Well-Being Program Contract for July 2009 were reviewed and accepted.

E. Trevor Treasure, D.D.S.

Dr. Haller reviewed Dr. Treasure's probationary file. His employment reports from Indiana University and report from the Indiana Dental Association Well Being Program for July 2009 were reviewed and accepted.

F. Bland Pope Walker, D.D.S.

Dr. Haller reviewed Dr. Walker's probationary file. His reports from the Indiana Dental Well-Being Program for July 2009 was reviewed and accepted.

XIV. CONTINUING EDUCATION

There were no continuing education applications to review.

XV. REPORTS

A. The NERB Annual Meeting seemed to have a higher attendance rate. Discussed that Maryland Dental Board only allows four (4) failures on regional exams. The next annual meeting for NERB is scheduled for January 14-16, 2010 in Orlando.

B. The next two dental board meetings will be held on October 2nd and December 4th. Dr. Hollar will not be present in October and Dr. Burns will not be present for the October or the December meetings.

C. Ms. Vaught suggested that the Board withdraw the current notices of intent for the dental hygiene and dental assistant rules. Once the rules are modified with the changes from today and budget request has been written. The Notice of Intent will

XVI. ASSOCIATION REPORTS

A. Indiana Dental Association

There was no report before the Board.

B. Indiana Dental Hygiene Association


There was no report before the Board.

C. Indiana Dental Assistants Association

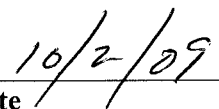
There was no report before the Board.

XVI. ADJOURNMENT

There being no further business, and having completed its duties, the meeting of the Indiana State Board of Dentistry adjourned at 3:00 p.m.



Matthew Miller, D.D.S., President



Date

Steven Hollar, D.D.S, Secretary

Date